

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

CHRISTOPHER JEROME, an individual,
LEO JEROME, an individual, and STORY
COMPANIES, LLC, a Michigan limited
liability company,

Plaintiffs,

Case No. 1:16-cv-01116

Hon. Janet T. Neff

v.

JOEL FERGUSON, an individual, VIRGIL
BERNERO, the Mayor of the City of Lansing,
in his individual capacity, LANSING
ECONOMIC AREA PARTNERSHIP, INC., a
Michigan non-profit corporation, ROBERT L.
TREZISE, JR., an individual, CLARK
CONSTRUCTION SERVICES, LLC, a
Michigan limited liability company,
CHARLES CLARK, an individual, FRANK
KASS, an individual, CONTINENTAL
DEVELOPMENT, INC., an Ohio corporation,
HALLMARK CAMPUS COMMUNITIES, an
Ohio partnership, FERGUSON
DEVELOPMENT, LLC, a Michigan limited
liability company, CHRISTOPHER
STRALKOWSKI, an individual,
FERGUSON/CONTINENTAL LANSING,
LLC, a Delaware limited liability company,
and RED CEDAR INVESTOR, LLC, a
Michigan limited liability company,

Defendants.

**STIPULATION REGARDING EXHIBITS TO DEFENDANTS' UNIFIED
MOTION TO DISMISS**

The parties, by counsel, hereby stipulate as to authenticity of the documents attached hereto as Exhibits 1, 2, 3, and 4¹ for purposes of the above-referenced Motion to Dismiss.

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¹ Although Defendants stipulate to the authenticity of Exhibit 4 for purposes of this Motion, Defendants do not stipulate to its relevance. As further explained in Defendants' Unified Reply, Defendants' position is that Exhibit 4 cannot be considered in the context of the 12(b)(6) Motion, and its contents do nothing to save Plaintiffs from dismissal in the context of the 12(b)(1) motion.

Plaintiffs attached three (3) unpublished cases as Exhibits 5 through 7 for courtesy purposes only, and thus, no stipulation is required for these three exhibits.

*Communities, and Ferguson/Continental
Lansing, LLC*

/s/ David K. Otis

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